

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS

CHRISTINA C. SEIDNER, JARED
MACKRORY, Individually, and as
representatives of a Class of Participants and
Beneficiaries of the Kimberly-Clark
Corporation 401(k) & Profit Sharing Plan,

Plaintiffs,

v.

KIMBERLY-CLARK CORPORATION

and

BENEFITS ADMINISTRATION
COMMITTEE OF KIMBERLY-CLARK
CORPORATION,

Defendants.

CIVIL ACTION NO. 3:21-CV-00867-L

**PLAINTIFFS' MOTION FOR LEAVE TO FILE
NOTICE OF SUPPLEMENTAL AUTHORITY**

Plaintiffs Christina C. Seidner and Jared Mackrory respectfully move the Court for leave to submit the attached Notice of Supplemental Authority in opposition to Defendants' pending Motion to Dismiss Plaintiffs' First Amended Complaint (ECF No. 25). For the reasons stated in the accompanying Brief in Support of Plaintiffs' Motion for Leave to File Notice of Supplemental Authority, the Court should grant Plaintiffs leave to file the attached Notice of Supplemental Authority.

Pursuant to Local Rule 7.1(a) of this Court, on March 15, 2023, Plaintiffs' counsel attempted to confer with Defendants' counsel, Jennafer Tryck, regarding the relief requested in this Motion by email and telephone. Because Defendants' counsel has not responded to Plaintiffs' request for consent as of the date of the filing of this Motion, it is presumed Defendants oppose this motion.

WHEREFORE, Plaintiffs respectfully request leave to file the attached Notice of Supplemental Authority.

DATE: March 17, 2023

Respectfully submitted,

By: /s/ Paul M. Secunda

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ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically on March 17, 2023. Accordingly, this document was served on each party who is a registered user of ECF.

/s/ Paul M. Secunda

Paul M. Secunda
Attorney for Plaintiffs

CERTIFICATE OF CONFERENCE

Pursuant to Local Rule 7.1(a) of this Court, on March 15, 2023, Plaintiffs' counsel attempted to confer with Defendants' counsel, Jennafer Tryck, regarding the relief requested in this Motion by both email and telephone. Because Defendants' counsel has not responded to Plaintiffs' request for consent as of the date of the filing of this Motion, it is presumed Defendants oppose this motion.

/s/ Paul M. Secunda

Paul M. Secunda
Attorney for Plaintiffs